

Application Serial No. 09/666,356
Amendment dated April 1, 2004
Reply to Office Action of October 2, 2003

Amendments to the Claims:

This Listing of Claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A method of memorializing a deceased comprising:
 - providing a lawn or garden sculpture comprising a pedestal including a column base having a first cross-section and a shaft extending upwardly from said base and having a second cross-section, smaller than the first cross-section, and an ornament mounted atop the column shaft of the pedestal, the lawn or garden sculpture being adapted to contain cremated remains of the deceased;
 - placing the cremated remains of the deceased in the lawn or garden sculpture; and
 - displaying the lawn or garden sculpture on a lawn or in a garden of a loved one of the deceased.
2. (Original) The method of claim 1 wherein the cremated remains are placed in the pedestal of the lawn or garden sculpture.

3. (Original) The method of claim 2 wherein the cremated remains are first placed in a cylindrical container and then the cylindrical container is placed in the pedestal of the lawn or garden sculpture.

4. (Previously Amended) The method of claim 3 further comprising effecting a seal between the ornament and the pedestal via an annular gasket interposed and compressed between the ornament and the pedestal after the cylindrical container of cremated remains is placed in the pedestal of the lawn or garden sculpture.

5. (Canceled) The method of claim 1 wherein the ornament is a sundial.

6. (Original) The method of claim 1 wherein the ornament is an armillary.

7. (Canceled) The method of claim 1 wherein the ornament is a bird bath.

8. (Currently Amended) Combination lawn or garden sculpture and cremation remains container comprising:

a pedestal including a ~~column~~ base having a first cross-section and a shaft extending upwardly from said base and having a second cross-section, smaller than the first cross-section, said shaft having an open first end, a ~~closed~~ second end and at least one wall interconnecting said first and second ends;

a receptacle, adapted to receive therein cremation remains, removably received in said ~~column~~ shaft of said pedestal and having an open first end, a closed second end and at least one wall interconnecting said first and second ends; and

an ornament mounted to an uppermost one of said first and second ends of said ~~column~~ shaft of said pedestal.

9. (Currently Amended) The combination of claim 8 wherein said ~~pedestal~~ shaft first end is an upper end and said ~~pedestal~~ shaft second end is a lower end.

10. (Previously Amended) The combination of claim 8 wherein said receptacle first end is an upper end and said receptacle second end is a lower end.

11. (Previously Amended) The combination of claim 10 wherein said receptacle is a cylinder and includes a removable cover on said upper end thereof.

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12. (Original) The combination of claim 11 wherein said cover includes a radially inner cylindrical portion and a radially outer circular lip, and wherein said cylindrical portion fits within an inside of said upper end of said cylinder and said lip fits on an outside of said upper end of said cylinder.

13. (Currently Amended) The combination of claim 8 further comprising an annular gasket interposed and compressed between said ornament and said ~~pedestal~~ shaft.

14. (Canceled) The combination of claim 8 wherein said ornament is a sundial.

15. (Original) The combination of claim 8 wherein said ornament is an armillary.

16. (Canceled) The combination of claim 8 wherein said ornament is a bird bath.

17. (Currently Amended) Combination lawn or garden sculpture and cremation remains container comprising:

a pedestal including a ~~column~~ base having a first cross-section and a shaft extending upwardly from said base and having a second cross-section, smaller than the first cross-section, said shaft having an open upper end, a ~~closed~~ lower end and at least one wall interconnecting said upper and lower ends;

a receptacle, adapted to receive therein cremation remains, removably received in said ~~column~~ shaft of said pedestal and having an open upper end, a closed lower end, at least one wall interconnecting said upper and lower ends and a removable cover on said upper end;

an ornament mounted to said upper end of said ~~column~~ shaft of said pedestal; and

an annular gasket interposed and compressed between said ornament and said ~~column~~ shaft of said pedestal.

18. (Previously Amended) The combination of claim 17 wherein said receptacle is a cylinder.

19. (Original) The combination of claim 17 wherein said cover includes a radially inner cylindrical portion and a radially outer circular lip, and wherein said cylindrical portion fits within an inside of said upper end of said cylinder and said lip fits on an outside of said upper end of said cylinder.

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20. (Original) The combination of claim 17 wherein said ornament is selected from a group consisting of a sundial, an armillary and a bird bath.